

Austin & Rogers, P.A.

ATTORNEYS AND COUNSELORS AT LAW

WILLIAM FREDERICK AUSTIN
(1930-2016)

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RAYMON E. LARK, JR.
RICHARD L. WHITT
EDWARD L. EUBANKS
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OF COUNSEL:
JEFFERSON D. GRIFFITH, III

November 10, 2017

VIA, ELECTRONIC FILING

The Honorable Jocelyn Boyd
Chief Clerk and Administrator
The Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

Re: • Docket 2017-332-E
 • **Motion for Admission *Pro Hac Vice***

Dear Ms. Boyd:

Enclosed for filing, in the above-referenced matter, please find the Motion for Admission *Pro Hac Vice*, with Exhibit, Docket Cover Sheet and Certificate of Service. Please notify the undersigned if you there is anything else you may need.

Respectfully Submitted,

/s/ _____
Richard L. Whitt

RLW/cas

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2017-332-E**

IN RE:)
	Southern Current LLC; Cypress Creek)
	Renewables, LLC; and Birdseye Renewable)
	Energy, LLC,)
)
	Petitioners,)
)
	v.)
)
	Duke Energy Carolinas, LLC and)
	Duke Energy Progress, LLC,)
)
	Respondents.)
)
)
)

**MOTION
FOR
ADMISSION
*PRO HAC VICE***

The above-referenced Petitioners, hereby moves the Public Service Commission of South Carolina, ("Commission"), to permit Benjamin L. Snowden, Esquire to practice *Pro Hac Vice* before this Commission in the above-captioned proceeding.

Pursuant to Rule 404, of the South Carolina Appellate Court Rules ("SCACR"), Mr. Snowden, with the consent of counsel of record, is simultaneously filing with the South Carolina Supreme Court, a Verified Application for Admission *Pro Hac Vice*, in the State of South Carolina, (attached hereto as, Exhibit "A").

WHEREFORE, in accordance with the provisions set forth in Rule 404, SCACR, the above-referenced Petitioners respectfully request that this Motion be granted.

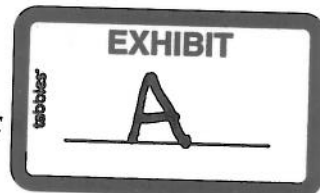
This 10th day of November, 2017.

Respectfully Submitted,

/s/

Richard L. Whitt,
RLWhitt@AustinRogersPA.com
AUSTIN & ROGERS, P.A.,
508 Hampton Street, Suite 300
Columbia, South Carolina 29201
(803) 251-7442
Attorney Southern Current LLC; Cypress Creek
Renewables, LLC; and Birdseye Renewable
Energy, LLC.

November 10, 2017
Columbia, South Carolina



**VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE*
IN THE STATE OF SOUTH CAROLINA**

Southern Current LLC; Cypress Creek
Renewables, LLC; and Birdseye
Renewable Energy, LLC,

Docket No.: 2017-332-E

Public Service Commission of
South Carolina

Plaintiff

Case No.

Court

vs.

Mailing Address of Court: 101 Executive Center Drive, Suite 100,
Columbia, South Carolina 29210

Duke Energy Carolinas, LLC and
Duke Energy Progress, LLC,
Defendant

Comes now Benjamin L. Snowden, applicant herein, and respectfully represents the following:

1. Applicant resides at:

616 Macon Pl
Street Address
Raleigh
City
4043093689
Telephone

Wake
County

NC
State

27609
Zip Code

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of) Kilpatrick
Townsend & Stockton, LLP, with offices at, at
4208 Six Forks Road, Suite 1400,

Street Address
Raleigh
City
919-420-1719
Telephone

Wake
County

North Carolina
State
919-420-1800
Fax Number

27609
Zip Code

3. Applicant has been retained personally or as a member of the above named law firm by Southern Current, LLC, to provide legal representation in connection with the above case now pending before the above named court of the State of South Carolina.

4. Since April of 2017, applicant has been, and presently is, a member in good standing of the bar of the highest court of the District of Columbia or the State of North Carolina where applicant regularly practices law. Attached is a certificate of good standing.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

Court:	Date Admitted:
State of Virginia	October, 2004
State of Georgia	June, 2007
District of Columbia	November, 2010
U.S. District Court for the District of Columbia	7/25/06
U.S. District Court for the Northern District of Georgia	8/6/07
U.S. District Court for the Middle District of Georgia	8/7/07
U.S. District Court for the Eastern District of Virginia	2/17/12
U.S. District Court for the Western District of Virginia	2/28/12
U.S. Court of Federal Claims	12/3/13

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below:
(List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

Not Applicable.

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court, date):

Not Applicable.

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

Not Applicable.

8. Applicant never has had any certificate or privilege to appear and practice before any administrative body suspended or revoked, except as provided below (give particulars, e.g., date, administrative body, date of suspension and reinstatement):

Not Applicable.

9. Local counsel of record associated with applicant in this case is Richard L. Whitt, of the Austin & Rogers, P.A., law firm, which has offices at:

508 Hampton Street, Suite 300

Street Address

Richland

Columbia

South Carolina

29201

County

City

State

Zip Code

803-256-4000

Telephone

If applicable list all other firms/attorneys you are associated with in this matter

Not Applicable.

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

IN RE: Annual Review of Base rates for Fuel Costs for South Carolian Electric & Gas Company, closed; March 16, 2017;
Local Counsel: Richard Lee Whitt of Austin & Rogers, P.A.; application granted.

Shorthorn Solar, LLC, et. al., Complaint filed against Duke Energy Carolinas, LLC and Duke Energy Progress, LLC,
pending before the Public Service Commission of South Carolina, in Docket 2017-281-E; Local Counsel: Richard Lee
Whitt of Austin & Rogers, P.A, Application dated September 18, 2017, Application granted.

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above named court for this case only.

DATED this 3 day of November, 2017.

Ben L S

APPLICANT

VERIFICATION

STATE OF NCCOUNTY OF Wake

I, Benjamin L. Snowden, do hereby swear or affirm under penalty of perjury that I am the applicant in the above styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true.

Benjamin L. Snowden

APPLICANT/AFFIANT

Subscribed and sworn to before me this 3rd day of November, 2017.Susan Y. BardenNotary Public for the State of NCMy Commission Expires: 9/15/2019

LOCAL COUNSEL CONSENT

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 9th day of November, 2017.Paul L. White

LOCAL COUNSEL OF RECORD

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this 9th day of November, 2017.

Paul L. White

APPLICANT/AFFIANT

The North Carolina State Bar

I, L. Thomas Lunsford, II, Secretary of the North Carolina State Bar,
do hereby certify that

Mr. Benjamin Lee Snowden (Bar # 51745)

was licensed to practice law by the State of North Carolina on April 21, 2017.

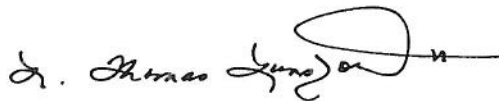
Said lawyer is presently an active member of the North Carolina State Bar and is eligible to practice law in North Carolina.

Said lawyer is not subject to a pending order of administrative or disciplinary suspension.

Said lawyer's financial account with the State Bar is current.

Therefore, said lawyer is in good standing with the North Carolina State Bar.

Given over my hand and the Seal of the North Carolina State Bar,
this the 11th day of September, 2017.

A handwritten signature in black ink, appearing to read "L. Thomas Lunsford, II", with a stylized flourish at the end.

L. Thomas Lunsford, II.
Secretary of the North Carolina State Bar

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2017-332-E**

IN RE:)
Southern Current LLC; Cypress Creek)
Renewables, LLC; and Birdseye Renewable)
Energy, LLC,)
)
)
Petitioners,)
)
v.)
)
Duke Energy Carolinas, LLC and)
Duke Energy Progress, LLC,)
)
Respondents.)
)
)

CERTIFICATE OF SERVICE

I, Carrie A. Schurg, an employee of Austin & Rogers, P.A., certify that I have served the Motion for Admission *Pro Hac Vice*, with Exhibit, and this Certificate of Service, via electronic mail on November 10, 2017, as indicated below.

Heather Shirley Smith
Email: heather.smith@duke-energy.com

Jenny R. Pittman
Email: jpittman@regstaff.sc.gov

Rebecca J. Dulin
Email: Rebecca.Dulin@duke-energy.com

/s/ _____
Carrie A. Schurg

November 10, 2017
Columbia, South Carolina